

**BEFORE THE ARIZONA BOARD OF
OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**

IN THE MATTER OF:)	Case No. 2758
)	
LYNNE PIRIE, D.O.)	FINDINGS OF FACT,
Holder of License No. 1878 for the)	CONCLUSIONS OF LAW
practice of osteopathic medicine)	AND ORDER FOR PROBATION
in the State of Arizona.)	
_____)	

INTRODUCTION

This matter came before the Board of Osteopathic Examiners in Medicine and Surgery (hereafter "Board") for final consideration and decision at the Board's public meeting held on September 13, 2003. Pursuant to its statutory authority at A.R.S. § 32-1855(E), the Board held an Investigative Hearing on September 13, 2003. During the course of these proceedings, Lynne Pirie, D.O. (hereafter "Respondent") was present, and was not represented by legal counsel. Based upon the testimony, Board discussion, and documentary evidence submitted to the Board, the Board issued the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. The Board is empowered, pursuant to A.R.S. § 32-1800, et seq to regulate the licensing and practice of osteopathic medicine in the State of Arizona.
2. Respondent is a licensee of the Board and the holder of License No. 1878 for the practice of osteopathic medicine in the State of Arizona.
3. Since October 1996, Respondent treated patient D.S. for anti-aging therapy and management of chronic pain. Respondent continued to prescribe Oxycontin to D.S., despite D.S. being admitted to a behavioral health facility for detoxification in 2000.

4. On or about January 2003 a pharmacy audit of prescriptions and review of charts of twelve of Respondent's patients was performed by Board staff. The review indicated that for multiple patients Respondent prescribed large doses of narcotics. Appropriate records of prescriptions were contained in the records; however the documentation of appropriate case management of chronic cases, such as pain contracts, referrals for pain consultation or consideration of alternative methods of pain management, were not present.

CONCLUSION OF LAW

The conduct in paragraph 3 through 4 above constitutes unprofessional conduct as defined at A.R.S. § 32-1854 (6) "Engaging in the practice of medicine in a manner that harms or may harm a patient or that the Board determines falls below the community standard".

ORDER

Pursuant to the authority vested in the Board, **IT IS HEREBY ORDERED THAT:**

1. License Number 1878, issued to Lynne Pirie, D.O. ("Respondent") will be placed on **PROBATION** for 12 months, during which time Respondent shall comply with the terms and conditions of probation as set forth herein:
2. From the date of this Order, Respondent shall participate in thirty (30) Continuing Medical Education (CME) units on pain management and prescribing opioids. Courses are to be approved by the Board, and shall be classified as A or 1-A by the American Medical Association or the American Osteopathic Association, respectively. If the courses are 1-A, Respondent may use the CME hours to concurrently fulfill the requirement for renewal of her license, pursuant to ARS § 32-1825 and AAC R4-22-109.
3. Respondent shall undergo random chart reviews by the Board's staff or designee. The chart reviews will include, but not be limited to, review of appropriate prescribing, use of pain

contracts and surveys, and other alternative methods as currently recognized in pain management.

4. In the event Respondent moves and ceases to practice medicine in Arizona, she shall give written notice to the Board of her new residence address within twenty (20) days of moving; and the terms and duration of probation may be stayed by the Board until Respondent returns to practice medicine in Arizona.

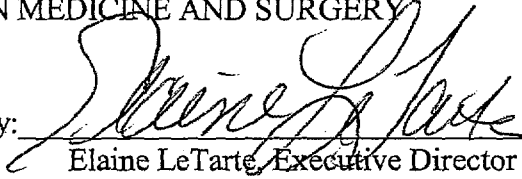
5. Respondent shall continue to meet all licensing requirements such as continuing medical education and renewal requirements including applicable fees pursuant to A.R.S. § 32-1825.

6. Respondent's failure to comply with the requirements of this Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854(26), as amended, and may be considered as grounds for further disciplinary action in the event that Respondent fails to comply with any of the requirements of this Order.

ISSUED this 1st day of October 2003.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By: _____


Elaine LeTarte, Executive Director
9535 E. Doubletree Ranch Road
Scottsdale AZ 85258
(480) 657-7703

Notice of Right to Request a Rehearing:

The Respondent has the right to request a rehearing or review of this matter pursuant to A.R.S. § 41-1092.90. The request for rehearing or review must be filed with the Arizona Board of Osteopathic Examiners in Medicine and Surgery within thirty (30) days. Respondent must specify in detail and with particularity at least one of the seven grounds that apply to the request for rehearing or review, as mandated by A.A.C. R4-22-106(C). A request for rehearing or review shall be a pre-requisite prior to seeking judicial review pursuant to A.R.S. § 41-1092.09.

Served by personal service or
sending U.S. mail this ____ day
of _____, 2003 to:

Lynne Pirie, D.O.
750 E. Thunderbird, #4
Phoenix, AZ 85022

Copy mailed/delivered to:

Blair Driggs, Assistant Attorney General
Office of the Attorney General
CIV/LES Division
1275 W. Washington
Phoenix AZ 85007